



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

(Case No. 06-379)

In the Application of:)	
Richard M. Jenkins et al.)	Art Unit: Unknown
Serial No.: 10/580,750)	
Filed: May 26, 2006)	Examiner: Not Assigned
Title: Optical Fibre Amplifier)	
Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450		
Sir:		

TRANSMITTAL LETTER

In regard to the above identified application:

- 1. We are transmitting herewith the attached:
 - a. Information Disclosure Statement
 - b. Statement of Relevancy of Foreign Language References
 - c. Copy of Cited Non-U.S. Patent References
 - d. Return Receipt Postcard
- 2. With respect to additional fees:
 - a. Attached is a check in the amount of \$-0-
- 3. Please charge any additional fees or credit overpayment to Deposit Account No.13-2490. A duplicate copy of this sheet is enclosed.
- 4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 17th day of October, 2006.

By:

A. Blair Hughes Reg. No. 32,901

McDONNELL BOEHNEN, HULBERT & BERGHOFF LLP 300 SOUTH WACKER DRIVE CHICAGO, ILLINOIS 60606 TELEPHONE (312) 913-0001

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Complete if Known

Application Number 10/580,750

Filing Date May 26, 2006

First Named Inventor Richard M. Jenkins

Art Unit Unknown

Examiner Name Not Assigned

06-379

(Use as many sheets as necessary)

U. S. PATENT DOCUMENTS Examiner Cite **Publication Date** Name of Patentee or Pages, Columns, Lines, Where **Document Number** Applicant of Cited Document Relevant Passages or Relevant MM-DD-YYYY Initials* No. Figures Appear Number-Kind Code^{2 (if known)} 1-23-03 Zeidan et al. us-2003/016440 Cook us-2003/048815 3-13-03 Sugiyama et al. us-2003/086446 5-8-03 6-20-02 Lange et al. us-2002/075559 3-13-03 Cook us-2003/048815 us-2003/0169489 9-11-03 Jiang et al. us-6,738,186 5-18-04 Jiang et al. Peyghambarian et al. 8-23-03 us-6,611,372 6-6-00 us-6,072,931 Yoon et al. 6-27-00 Waarts et al. us-6,081,369 us-6,256,138 7-3-01 Huang us-2005/089262 4-28-05 Jenkins et al. US-US-US-

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Foreign Patent Document Country Code ³ "Number ⁴ "Kind Code ⁵ (<i>if known</i>)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
		JP 040268538	9-24-92	Nippon		
-		EP 0 717 479	6-19-96	Pirelli Cavi		
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Examiner	Date		
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 'Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.





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Title: Optical Fibre Amplifier)

Statement of Relevancy of a Foreign Language Reference

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

The JP 040268538 reference, which is cited in an Information Disclosure Statement by Applicant filed contemporaneously with this Statement, is being supplied in a language other than in English. The relevancy of JP 040268538 is set forth in the Search Report issued by the Great Britain Patent Office in the corresponding parent Great Britain Application (copy of which is attached hereto). The Great Britain Search Report identified the Figures 1 and 2 and Abstract of JP 040268538 as an "X" reference relevant to claims 1 and 39 meaning it is a "document indicating lack of inventive step".

By:

Respectfully submitted,

McDONNELL BOEHNEN HULBERT &

BERGHOEF LLP

Dated: October 17, 2006

A. Blair Hughes

Reg. No. 32,901